

THOUSANDS KILLED IN BIG EARTHQUAKE

RAKE RUINS FOR BONES OF 'REDS' BAND

Building Fired by Desperadoes
When Ammunition Was
Spent

Believe Criminals Killed Them-
selves; Many Casualties
Result From Fight

LONDON, Jan. 4.—Public excitement continues over the hunting down of the anarchist burglar gang. Immense crowds assembled today about the dingy street in the East End house, where the battle occurred, the like of which had not been known in the history of London's police department.

REMAINS OF ANOTHER BODY.

During the night the police overhauled the ruins of the tenement house in Sydenham street, where the outlaws made their last stand and were shot or burned to death in the fight with the police and soldiers. They discovered parts of another body. While little except the head and neck were intact, the authorities have no doubt that the body was that of "Peter the Painter," who was believed last night to be still at large.

All three bodies recovered from the burned house were found in a back room on the ground floor.

DESPERADOES FIRE BUILDING.

The claim is established apparently that the building was fired by the desperadoes. It is thought that when the trapped men found their ammunition nearly spent and escape impossible they set fire to the building and committed suicide.

No papers were found throwing light on the operations of the gang. It is believed they found refuge in the tenement December 29, and that they were befriended by neighbors.

DID NOT HONEST WORK.

"Peter the Painter" and "Dutch Fritz" were members of an anarchist club which met in Sydney street until recently. The police were aware of the activities of this club, but considered them only political. A member of the club who gave the police a clew leading to the attack of yesterday said:

"Neither Peter the Painter nor Dutch Fritz ever showed signs of doing any honest work. Both attended the meetings, the object of which was to protest against the execution of Francisco Ferrer, the teacher who was convicted of revolutionary activities. I think that both used anarchy as a mask for their crimes."

MANY CASUALTIES.

The casualties reported from yesterday's battle were five policemen, one agent of the State guard, and a half dozen desperadoes wounded by the bullets, most of them slightly, and two firemen seriously and three firemen slightly injured in the collapse of the burning building.

The mysterious tragedy uncovered Sunday is believed to form a link in the story of the Houndsden burglar gang. A French Jew, Joseph Beron, who had lived in the anarchist rendezvous was

(Continued on Page 4.)

SEND ASSAILANT OF GAYNOR TO PRISON

James G. Gallagher to
Serve 12 Years for
Shooting

JERSEY CITY, N. J., Jan. 4.—James G. Gallagher, who attempted to kill Mayor Gaynor as he was about to sail for Europe last August, was found guilty today of atrocious assault with intent to kill. Street Cleaning Commissioner William Edwards of New York, who was shot while attempting to aid Gallagher.

Justice Swayzee sentenced Gallagher to twelve years in state's prison. The sentence and further time until the cost of prosecution was paid.

Col. E. A. Forbes Made
Adjutant-General

CHAIRMEN OF
COMMITTEES
NAMED

Lieutenant-Governor Wallace
Takes His Seat at Head
of Senate.

Little More Than Routine Work
Accomplished at Legislative
Session.

SACRAMENTO, Jan. 4.—The appointment of Colonel E. A. Forbes of Marysville to be adjutant general was announced today. Governor Johnson, in a statement accompanying the appointment, declares the office to be "one of the most important I have to fill."

Declines Army Position

Colonel Forbes is 50 years old. His military services dates from 1890, when he enlisted as a private in Company E, 1st artillery, N. G. C. In 1893 he had risen to the rank of lieutenant colonel of the Second regiment, N. G. C.

At the outbreak of the Spanish-American war he was commissioned as major of volunteers and commanded at Cannon Barracks, Angel Island, and Fort Baker.

Military Service

He was offered a regular army cavalry by President McKinley and declined it. He has served on many military boards and a manual prepared by him is now used by the national guard of this state.

He has just returned from a trip around the world, during which he studied army methods.

Chester Rowell of Fresno and Colonel Seymour of Sacramento are mentioned in the governor's statement as among those recommending Colonel Forbes.

Name Chairman

Chairmen of the various senate committees as presented to the senate or confirmation are as follows:

Agriculture, dairying, fruit and vine interests, BILLS.

Appropriations and representation, THOMPSON.

Banking, TYRELLA.

Commerce and navigation, WELCH.

Contingent expenses, BURNETT.

Corporations, ROSEBERRY.

County government, HEWITT.

Drainage, swamp and overflowed lands, MARTINELLI.

Elections and election laws, ESTU-

LO.

Education, STROBRIDGE.

Engineering and environment, CAS-

NEY.

Executive communications, AVEY.

Federal relations, WRIGHT.

Finance, CUTTEN.

Fish and game, WALKER.

Hospitals and asylums, RUSH.

Irrigation, LEWIS.

Judiciary, STETSON.

Labor, capital and immigration, LAR-

KINS.

Manufactures and internal improve-

ments, BRYANT.

Military affairs, BERAN.

Mines and oil industries, BIRDSEY.

Municipal corporations, HIRD.

Printing, HANS.

Prisons and reformatory, FINN.

Public buildings and grounds, WOLFE.

(Continued on Page 2)

MANY MEET
DEATH IN
WRECK

North Coast Limited Collides
With Burlington Passenger
in Washington Town

SPOKANE, Wash., Jan. 4.—Because Burlington Train No. 2 was two minutes late in taking the siding at Cheney this morning five men are dead, one is dying, three are badly injured and two coaches are kindling wood.

Rushing down the main line at a speed which the brakes would not control the North Coast Limited, eastbound, struck the waiting train and crushed out the lives of every man in the two Pullmans, besides injuring a score of trainmen and passengers.

CREW MISSING.

Reports received here state that the engineer and fireman of No. 2, the express messenger and Mail Clerk Arthur Petty are missing.

A relief train with physicians and nurses left Spokane at once for the scene of the wreck.

At 9:15 five dead had been found and it was reported that eight more bodies were in the wreck. The known dead are:

—, STAR of Seattle, express messenger of the North Coast Limited.

G. L. WARREN, superintendent Spokane Orphans' Home, residence near Lavenport, Wash.

W. MASON, porter on rear Pullman No. 42, east bound.

One unidentified man.

One porter, name unknown, is fatally injured; his chest badly crushed.

UNEXPLAINED DELAY.

The Burlington train No. 42, east bound, arrived in Cheney in plenty of time to make the siding. An unexplained delay of five minutes caused the Burlington to collide with the main line with the North Coast coming at terrific speed down the mile of straight track approaching the yards.

The engineer of the North Coast train applied the air brakes but was unable to get his train under control. It crashed into the rear of the Burlington at a speed estimated at from 35 to 40 miles an hour. The huge locomotive ploughed through the standing train for a car length before it was stopped.

The last death is no longer due to the fact that there were only six men in the two Pullmans. Not a man in the Burlington standard sleepers escaped with his life. The Pullmans were smashed to splinters. Two coaches were shoved off the track and the entire North Coast train remained on the rails.

IDENTIFY BODY

A body found beside the track has been identified as that of O. E. Brown of South Omaha. The most seriously injured are:

H. F. HALLEY, N. Y., nose broken and lacerated of the stomach.

E. R. SEARLS, manager Sherman, N. Y., chin and nose badly cut.

CHARLES P. SMITH, manager department store, Spokane, head badly cut.

All the missing have been found.

'OVERCOAT'
BETTING
AT TRACK
BARRED

Bookmakers Warned by the
District Attorney and
Grand Jury

No Record of Any Sort Can
Be Made of Oral
Wager

There will be no more "overcoat betting" at the Oakland race track. Neither will there be any other violation of the anti-race track gambling law, which permits oral wagering on the horses, but prohibits the recording of any bet other than in the memory of the party with whom it is placed.

On behalf of the New California Jockey Club this assurance was given to the Alameda county grand jury this forenoon by Secretary Percy Treat and on behalf of the bookmakers by sixteen of that gentry, who appeared before the inquisitorial body, in compliance with subpoenas served upon them yesterday afternoon at the track by Deputy Sheriff George Sturtevant, under the direction of Foreman F. W. Searby of the grand jury and the district attorney, both of whom were on the ground to bring to an issue a clever infraction of the law by the bookmakers and their agents.

ALL RECORDS BURNED.

The Grand Jury went into session at 9:30 o'clock this morning on the violation of the law at the race track and continued its investigation right through to 1:15 this afternoon without a break. After adjournment District Attorney Donald made the following statement:

"The courts have held that oral betting on horse races is permissible, but that there may be a stageline, but there is no record of any description can be made of a wager. This has been done by the bookmakers or their agents, and it will not be tolerated. I am simply disgusted with the way matters have been going at the track in this connection, and if I will not do it, I will do it for them."

NO INDICTMENTS.

The district attorney said that today's investigation did not develop sufficient evidence against any of the parties implicated to warrant indictments, but that one thing accomplished was to get full details of the overcoat system of recording bets.

By this system stakes are placed at the track wearing long coats or the usual pattern, which are pocketed through which to insert the hands. With a pad in one hand and a pencil in the other the "bookies" went about, ostensibly taking mental note of the oral bets. They were said to be reality recorded on the pad, but they could not read them after the race was over.

Each means accurate record could be kept of betting on the races, and settlements made at the end of each event with as much accuracy as if the bookies were in the box.

The present value of the lands involved in the suit is estimated at more than \$6,000,000.

Judge Bordwell held that the state is only a trustee for the people, where lands are concerned, and that the granting of patents to such lands is a violation of the trust. In rendering this opinion he overruled the plea of long possession and the operation of the statute of limitations interposed by the railroad.

The extent of the state's powers, according to the decision, consists in the ability to grant limited franchises for the construction of warehouses and wharves on the lands, such permits to be revocable at any time.

The line is between the east and west basins of San Pedro harbor and Judge Bordwell ruled that as they are below the high tide mark they are not subject to alienation into private ownership.

(Continued on Page 2)

Well-Known Lawyer
Guilty of Forgery

Given Three Years in State's
Prison for Stealing From
His Client.

HOLIDAYBURG, Pa., Jan. 4.—Chamber O. Templeton Tyrone, Pa., former State Senator and a prominent attorney, pleaded guilty in the Blair county court today to charges of forgery and embezzlement of \$25,000 belonging to his clients, and was sentenced to not less than three years nor more than two years in the penitentiary.

President Wilson was elected president.

Assemblyman O'Connor, chairman of Assemblyman Wilson's committee,

(Continued on Page 2)

Whisky Kills Child
at Age of 3½ Years

Chicago Coroner's Jury Says
Convulsions Were Caused by
One-Third Pint Liquor.

CHICAGO, Jan. 4.—Annie O'Hearn, 3½ years old, who drank a third of a pint of whisky on Monday while suffering a positive refusal to come to Sacramento. "The law is plain," he said. "We never give out details of transactions from this office. I don't think you can find out anything more about it."

Mr. Corbett added that his partner, Selby, would also refrain from speaking about the matter. It is understood,

however, that a rally similar to the

local railway over the San Francisco

Attorney Burke Corbett, when inter-

Scenes in District Where
Earthquake Killed Many



TIDE LANDS SENSATION IN
DECLARED PUBLIC
DR. BURKE
CASE

Fifteen Miles of Harbor Front-
age Is Taken From the
Railroad Company.

Dynamiting of Lu Etta Smith
Is Duplicated in
Experiment.

SANTA ROSA, Cal., Jan. 4.—Waiting

for the trial of Lu Etta Smith, the

daughter of the tenement in which Lu Etta Smith was sleeping with her infant, when Thomas R. B



BANDITS' VICTIMS RETURN ON BELATED OVERLAND

Many Diamonds Are Stolen Loot of the Ogden Bandits

The official list of passengers robbed and the details of the loot as given out by Southern Pacific officials at Ogden are as follows:

ALEXANDER, T. P., Mansfield, O.	gold watch and \$41.00
BAUHARD, F., Memphis	11.00
BUNSTAD, W., 1071 Amos street, Cleveland	95.00
CHATFIELD, Mr. and MRS. H. G., 203 West Fifty-fourth street, New York	150.00
CLASKINS, MISS HAZEL, Reno, Nev., diamond ring, cameo ring and	10.00
DARRAUGH, MISS CECIL, 218 East Second street, Oklahoma City, diamond ring and	30.00
HANCOCK, H. H., flagman, Ogden, gold watch and	2.00
HAVENS, F. C., Oakland	11.00
MECKENHUE, MISS FLORENCE, gold watch, diamond ring, three plain rings and	5.00
KENNARD, MR. and MRS. A. E., 1707 K street, Lincoln, Neb., diamond ring and in cash and drafts	1,100.50
MILBURN, MISS CAROLINE, 1011 Lincoln street, Denver, gold purse valued at \$100, gold bracelet and	6.50
MIDDLETON, W. A., train conductor, Ogden, gold watch and	41.00
MILLER, MRS. JOHN, 1457 Pearl street, Denver	12.00
MOFFETT, ROBERT E., dining car conductor, San Francisco, gold watch, ring and	5.00
NAYLOR, M.R. and MRS. W. K., and child, Evans on, Ill., watch and	47.00
PLUNKETT, J. P., Pullman conductor, Chicago, gold watch and	95.00
POWERS, MISS MAUDE, Lewiston, Montana	2.00
REID, W. T., Belmont, Cal.	5.00
SACE, 5259 Prairie avenue, Chicago, ring, watch and chain and	227.50
SEYMOUR, MR. and MRS. J. A., 4352 Lake avenue, Chicago, watch and	85.00
SMITH, MRS. MARY P., 717 Hawthorn street, Hollywood, Colo., diamond ring valued at	300.00
WADDELL, L. D., Palace Hotel	15.00
WITTMAN, P. M., observation car porter, San Francisco	300.00

PASSENGERS WHO ESCAPED.

Passengers on the train who were not molested were as follows:

ALDERSON, F. E., Layton	EDLIN, 2123 Evergreen avenue, Chicago.
CATHERINE, F. E., 526 Pacific Building, Market street, San Francisco.	STOCK, A., 310 Jackson street, San Francisco.
	SAUREZ, MRS. M., Reno.

Oaklander Among Those Made to Give Over Coin; Tales Told of Brutality Toward Women

Frank C. Havens, one of those who fell victim to the bandits, this morning refused to dwell on his experience. He lost \$11 in the holdup, turning that amount over when a revolver was pointed before the curtains of his berth.

The bandits of the Overland Limited arrived at the Oakland mole at 2:30 this morning, bearing a lot of thoroughly frightened passengers. Many thrilling stories of their adventure, all dwelling on the brutality shown by the highwaymen, who did not hesitate to beat women who offered any resistance.

RED ROBBED.

W. T. Reid Jr., head master of Belmont school, San Mateo county, and famous Harvard football player, also was on the train and surrendered \$5 to the robbers. Another of the victims was L. D. Waddell, who quickly is given to the Palace Hotel and was wounded for San Francisco. His loss was \$15.

After wantonly killing Pullman Porter W. H. Davis, and wounding Porter A. W. Taylor, who made futile attempt to block their passage into the first sleeping car they entered, the highwaymen forced their way through the entire train. With the flagman ahead of them, they demanded coins and jewelry at every closing curtain. Mrs. T. D. Denney of Chicago was beaten into unconsciousness with the butt of a revolver to hasten her surrender.

One of the bandits struck a young girl brutally in the breast when she demurred at his demands for money, and another woman passenger was struck in the eye because she screamed in fright at their intrusion.

FIVE ESCAPE.

Of the twenty-four passengers only five escaped loss and five out of the six trainmen gave up their watches and money.

Miss Cecil Darrough of Oklahoma City was so unbroken by the robbery that when the Limited reached Sacramento last night she had to be assisted to her hotel, almost in unconsciousness. Miss Darrough was the first woman to be robbed on the train. She was standing in the aisle as the bandits entered the car and at first thought it was a practical joke. She finally gave up \$30 in money and a diamond.

L. Heilbrauner, a New York man on his way to this city, where he has relatives, was forced at the Palace, left the train at Sacramento to assist Miss Darrough. After seeing that the young woman is in friends' hands, he will resume his trip.

William D. Burnstead of Cleveland, Ohio, carried a black and blue mark on his temple to remind him of his experience. When his money was demanded of him he was struck on the head by one of the robbers.

ALMOST LOSE LOOT.

After taking all the loot they could from the helpless passengers the highwaymen nearly lost it through the persistence of a tall, thin man who was forced to carry the treasure bag the length of the train. As they neared the forward sleeping car Hancock thought he saw a chance to escape and clutching the sack tightly, he ran for the door.

He was beating on the door of the baggage car ahead where two of the passengers had taken refuge when his captors caught up with him and ordered him off the train with them. The passengers within the baggage car thought the shooting was by the bandits and did not open the door.

BIG MAN HUNT IS BEGUN.

After last night from Ogden were the whole machinery of the Southern Pacific and Oregon Short Line, the Pinkertons and the police authorities of Utah and Nevada had

attempted anything they would be killed.

COLDS CAUSE HEADACHE.

Reports last night from Ogden were that the whole machinery of the Southern Pacific and Oregon Short

Line, the Pinkertons and the police authorities of Utah and Nevada had

Heeseman's JANUARY SALE OF SPECIALS

Our entire stock of men's fancy shirts from \$1.50 up, at the following prices:

All regular \$1.50 fancy shirts	\$1.15
All regular \$2.00 and \$2.50 fancy shirts	\$1.65
All regular \$3, \$3.50 and \$4 fancy shirts	\$2.35
All regular \$5.00 and \$6.00 fancy shirts	\$3.15
65 dozen regular \$1.25 White Wool Underwear	95c
50 dozen regular plain color Silk Sox	55c
All regular 50c Rib Underwear	40c

C. J. Heeseman
OAKLAND

COMMITTEES CENSUS REPORTS OF NAMED BY CALIFORNIA CITIES SENATE

Healthy Growth in All of the Places in the State.

Lieutenant - Governor Wallace Takes Up Duties in Upper House

(Continued from Page 1)

Public health and quarantine, REGAN Public morals, BELL Revenue and taxation, BLACK Roads and highways, GATES Rules, BOYNTON.

WALLACE IN CHAIR

SACRAMENTO, Jan. 4.—Lieutenant Governor Wallace today took up his duties as presiding officer of the senate in the session otherwise was uneventful.

The list of 82 committees was read and a resolution establishing them a standing committee of the senate was adopted.

Lieutenant Governor Wallace announced that the members of the committee probably would be ready to consider bills of the senate at the after noon session. A number of resolutions having to do with petty expenses were adopted.

Governor Johnson's inaugural message was ordered printed in full in the journal and five thousand copies of it were ordered printed and distributed among the members of the senate for mailing. The senate took a recess until 2 p.m.

ROUTINE MATTERS

The house considered only matters routine this morning, including the adoption of the report of the committee on oil leases. The committee allows one member the usual statutory amount of mileage and to his place of residence. Success was taken until 10 a.m.

Speaker Newitt will receive his afternoon a tabulation of all the written requests for committee on veterans, committee on public works, Democrats and independents in the house were much easier than by the "yes" from the senate, where Senator Capenitt, the only Democrat favored, was given the chairmanship of the committee on sewers.

W. H. WHITESIDE RESIGNS CHALMERS CO. HEAD

NEW YORK, Jan. 4.—W. H. Whiteside, president of the Chalmers Company, D. W. Call, former assistant to the president of the American Steel Foundries Company, was elected to succeed him.

FATHER SEES INFANT SON HURT BY WAGON

SAN FRANCISCO, Jan. 4.—John Fronken, of 716 Rhode Island street, was a witness in an accident which his son, Michael, 2 years old, was run over by a bakery wagon. The lad was carried into his home, and Dr. A. Nahman, 2137 Twenty-first street, called a private physician treated him for a fracture of the arm. At the time of the call, Dr. Nahman's purse, containing \$25, was stolen from him.

ACCUSED BURGLARS CAPTURED; WOMEN HELD

SAN FRANCISCO, Jan. 4.—Carl Boettch and Harry Grayson, who were captured after a running fight in the western addition, are now accused of a number of burglaries, and are held to answer the Superior Court this morning. Mrs. Boettch, wife of the former, and Willette, her companion, were each given six months in the county jail. The women were arrested in a house on Steiner street following the capture of their male companions.

SANTA FE PUTS ON NEW TRAIN IN EAST

The Santa Fe office in Los Angeles announces a new train service from Kansas City to Chicago, which, in connection with the Santa Fe's three daily trains from Oakland to Chicago, will give complete passenger service from Oakland to Chicago and all points east, short of the daily trains from Kansas City to the east.

COLDS CAUSE HEADACHE.

Reports last night from Ogden were that the whole machinery of the Southern Pacific and Oregon Short

Line, the Pinkertons and the police authorities of Utah and Nevada had

attempted anything they would be killed.

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GILLET READY TO LEAVE CAPITAL

Former Governor Says Farewell to Friends; Notes From Sacramento.

(Special to THE TRIBUNE.) SACRAMENTO, Jan. 4.—Ex-Governor Gillett has closed his official and personal business in this city and the greater part of today was spent by him saying goodbye to friends from all parts of the State who are now here. He informed the representative of THE TRIBUNE that on tomorrow he would permanently take up his residence and practice his profession of the law in San Francisco.

He has been a hard worker for the last four years, and although at times he has been ill, there is nothing to show now that he is not in the best of health. He feels that his administration has been a success.

Spencer Brush, son of Rev. Dr. F. S. Brush, of Alameda, has come to the legislature for the purpose of remaining here during the session. He will act as a clerk for the committee of which Assemblyman Sumner Crosby of that city will be chairman.

County Treasurer M. J. Kelly, of Oakland, arrived here today to meet Governor Johnson and congratulate him upon his election. He was welcomed with his excellency for a time, but did not desire to refer to the matters that had been under discussion. Kelly was one of those present last night at the installation of the new Governor. He left for home this morning.

CONFERENCE PLANNED.

There is to be a conference this evening or tomorrow between Senator Walker of Santa Clara, former Assemblyman Ouds of Alameda and District Attorney Donhue of Oakland regarding some of the new features which are to be introduced into a bill attacking illegal betting at the racetrack. The new measure will be introduced in the legislature for the sake of economy, because the clerks will have practically nothing to do until that time.

There will also be two attorneys employed to act as experts for the purpose of showing the members the meaning of changes proposed to be made by bills which are to be introduced into the senate before the close of the session next.

REGULATING AUTOMOBILISTS.

Assemblyman Smith of Oakland will introduce two bills, one of which is designed with a view to making flying automobileists, after they have collided with persons or vehicles to immediately stop their machines and disclose their identity to the persons affected by the collision.

The bill proposes a new section for the

SUPPORTERS OF SPALDING CONFIDENT OF SUCCESS

Declare Appearance of Judge Works at Capital Is Proof That He Has Not Votes Accredited Him

PAVING THE WAY FOR BIG TUNNEL

Assemblyman Crosby Is to Introduce Bill for Oakland-Alameda Tunnel.

SACRAMENTO, Jan. 4.—Assemblyman Crosby of Alameda intends to introduce several bills, one of which will be of exceeding interest to both Oakland and Alameda, while the others will be of special reference to cities of the class of Alameda.

The first bills will still enable the construction of tunnels connecting adjoining cities and especially the two tunnels to be constructed under innumerable difficulties. It will also empower boards of supervisors to appropriate money for the purpose of destroying or removing of making soundings to determine the nature of the soil to be passed through in the construction of such tunnels.

The fact that the proposed bill comes from Alameda shows the interest which is taken in that city in a project which originated with Superintendent J. M. Kelly of Oakland. Mr. Kelly's first presentation of his views on the importance and feasibility of the project took place before the West End Improvement Club of Alameda more than a year ago.

His views were warmly commended by the members of that organization and his enterprise has been increasing the number of endorsers ever since.

Another measure by Mr. Crosby is to enable policemen in cities of the class of Alameda to use upon street cars of the class of Alameda to contract with municipal lighting plants to place electric lines in front of property owned by the city.

MANY PERSONS TALK ON ONE 'PHONE LINE

WASHINGTON, Jan. 4.—General John, chief signal officer of the army, has announced that a new set of experiments by the signal corps in multiple telephony was practical and several dependent conversations might be carried simultaneously over the same wire circuit.

Another important discovery made in the double the capacity of existing telephone lines, is that it is no longer necessary to use two wires or what is now known as the "twist pair" for efficient telephone, but that shield can be used for multiple telephone lines.

That the new system is passed the experimental stage is evidenced by the fact that a single wire cut it between the research laboratories of the signal corps at the bureau of standards on heights north of Washington and signal construction laboratories are being used for the independent transmission of two simultaneous telephone conversations.

HOLDUP VICTIM.

SAN FRANCISCO, Jan. 4.—Ben Lender, 17, of 1622 Webster street, was seized by a holdup man at Green and Sansome streets early yesterday. He yelled for the police and two officers responded, but the robber escaped, diving through a back passage way with which he was evidently familiar.

A Food for Thinkers— Grape-Nuts

Think it over!
"There's a Reason"

LEGISLATIVE BILLS OF INTEREST TO OAKLAND

Annexed Districts Seek Laws Aiding in Fixing Their Sanitary Districts

(Special to THE TRIBUNE.)

SACRAMENTO, Jan. 4.—Senator Geo. J. Hans, who represents the newly annexed district in Oakland, as also Alameda, has received a copy of the bill which has been advocated by the sanitary districts and the improvement clubs of the eastern part of that city, which authorizes the legislative body of a municipality to create sewer districts within its boundaries, provide a system of sewer bonds for the construction of sewers and provide for the payment of said bonds.

This bill was suggested by the annoyance occasioned by the dissolution of the sanitary districts in the eastern part of Oakland after the annexation of the Tractvald and the territory beyond.

It provides for the establishment of sewer districts in the city and the issuance of bonds for the construction of sewers in those districts. The first step will be no calling of a special election in the district in question to determine whether the people are willing to incur the necessary indebtedness for the construction of the sewers desired, the election to be called by an ordinance passed by the council.

Affirmative vote of two-thirds of the voters in the district is required to carry the proposition. If the proposition succeeds, the council may issue bonds for the amount required with a maximum interest of six per cent. The indebtedness to be discharged by the residents in the proposed district. When the bonds are sold the proceeds are to be placed in the city treasury to the credit of the proper sewer district fund.

REGULATING AUTOMOBILISTS.

Assemblyman Smith of Oakland will introduce two bills, one of which is designed with a view to making flying automobileists, after they have collided with persons or vehicles to immediately stop their machines and disclose their identity to the persons affected by the collision.

The bill proposes a new section for the

use of criminal procedure to be known as section 656, and the new section is as follows:

Every person while driving or in control of any moving vehicle of any kind who collides with any person or persons or with any vehicle of any kind containing any person or persons, and who fails or refuses to stop immediately after such collision and give to such person or persons a written memorandum plainly showing his true name, address and a number of his vehicle, if the same has a number, shall be guilty of a misdemeanor."

SCHOOL TEXT BOOKS.

The second measure by Smith proposes to place school text books in the hands

of children of the public schools free of cost.

Under it the superintendent of

schools of each county is to forward to the state superintendent of public instruction a requisition for all the state

school text books required to be used in the common schools of the county for the

following year. The books are then to

be forwarded to the county superin-

intendent of schools before the opening of the following school year.

The cost of the books at Sacramento and of the transportation of the same is to be paid out of the common school funds of the county, on the order of the county board

of education. The books are to be dis-

tributed by principals among the schools

and are to remain the property of

the county.

Mr. Smith says many people have

voiced in favor of this bill and that it has been endorsed by many labor

organizations.

Senator Stetson says that there have been a number of bills proposed making changes in the county government law

affecting the county of Alameda. He

does not wish, however, to give them

out until after they have been submitted to and approved by the Alameda county

legislature.

EXHIBIT AT ALL MOTOR CAR SHOWS

Haynes Agent Declares Benefits Derived Afford Value as Publicity.

Among the local dealers who are enthusiastic boosters for the coming automobile show, scheduled for Feb. 4 to 11, under the auspices of the San Francisco Motor Club, is W. B. Cochran of the Haynes Auto Sales Company. Speaking in this connection Cochran says:

"We expect to exhibit all models of our cars at the San Francisco show."

"Regarding the benefits to be derived from an automobile show, we have found them to be of the greatest value as a means of publicity. It gives the buying public an opportunity to thoroughly inspect each and every car and in this way they are more satisfied because the investigation can be made at the same time while the different points are fresh in their memories."

"The best evidence of that we consider the benefits is the fact that we exhibit every automobile show given on the Pacific Coast and always do so. Every dealer, no difference what make he handles, should take the opportunity for buyers to make comparisons, and he will do so provided he is running a legitimate business."

He declared that Spalding and a large number of the best attorneys of the state believe that Spalding had already been elected by the advisory vote of the majority of the assembly and the senate in this regard. He did not believe he would be elected to the senate to the effect that he would not come to the capital for the purpose of being present during the progress of the senatorial campaign.

BELIEVES HIM ELECTED.

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ENTHUSIASM LATENT.

There is a certain amount of sympathy with this view expressed by a number of the senators and assemblymen for the southern part of the state. They declare that Works can not arouse any enthusiasm. They know him and know, too, that a number of the men who are expected to vote for him will be disappointed when they come in contact with him. They admit that he is intellectual, but deny that he has other qualifications which would make up a successful senator.

They assert that when Works was the

presiding officer of the city council of Los Angeles, he spent the greater part

of his time lecturing the members of the

organization. It was a feature of his

disposition to scold his associates and it

was a desire to get rid of him. In the

judgment of Works, he was given a

NOT CARRIED OUT.

These were the views of a senator

who has been instructed to vote for

Spalding but who indicated that the

instructions have not been carried out.

Still another from the same senator who

had been "instructed" told a TRIBUNE

correspondent today:

"You don't hear any enthusiasm among

the members of this House about Works.

It is simply a case of overlooking legisla-

tion to vote for him. Nobody knows how

many votes Works controls, no matter

what may be the statement of those who

are 'booming' him."

Chester Rowell, who was one of the

leaders of the Lincoln-Roosevelt organi-

zation, stated today that he did not

believe that Works would be elected.

DYNAMITE IS EXPLODED;
DISLODGES BIG BLUFF

BUFFALO, Colo., Jan. 4.—Twenty-six

tons of powder, exploded in the course of

constructing an irrigation reservoir not far

from here, yesterday, furnished a spectacu-

lar blast.

One hundred and thirty thousand tons

of stone and gravel were dislodged, an

eighty-foot bluff being blown into the

adjacent gulch.

The charge was placed at the end of a

seventy-foot tunnel and sealed with a

twenty-foot masonry wall. It was ex-

ploded by electricity.

FINED FOR OPENING ELEVATED CAR WINDOW

NEW YORK, Jan. 4.—John Schmitz, 24 years old, a driver, of 235 Avenue B, was arraigned in the Men's Night court on the charge of disorderly conduct.

He had opened a window on a north-bound Second Avenue elevated train and refused to close it when the other pas-

sengers complained of the cold air.

Mcistrate Butts fined him \$2 and said

"A man so much in need of fresh air is to open a window in a public conveyance in winter ought to be thrown out of the train."

INJURIES FATAL.

VALPARAISO, Ind., Jan. 4.—Following injuries received last week while he was operating a compressed air hammer at the navy yard, Charles J. Lindstrom died here yesterday. Lindstrom had held the machine against his breast and the automatic rebound broke a blood vessel in his lungs.

GOVERNMENT WINS CONSPIRACY FIGHT

WASHINGTON, Jan. 4.—The government won a long fought contest when the Supreme Court of the United States held that James T. Barber and Sumner G. Moon, prominent citizens of El Dorado, Wis., must answer before the grand jury.

They had been indicted by the government for the commission of their marital contract with Miguel.

Judge Harris granted the application.

PLEASANTON TO OPEN IMPORTANT STREET

PLI ASANTON, Jan. 4.—An agreement has been made by the Southern Pacific Company that it will open the main street across its right of way, providing a much needed connection between the east and west sections of the town.

A grade crossing and bridge will be installed in the near future.

YEAR'S RECEIPTS \$2,000,000.

NEW YORK, Jan. 4.—The annual report of the New York postmaster shows that the receipts of the New York post office for the year 1910 were over \$22,000,000. This is an increase of over \$2,000,000.

FARMERS ARE ALARMED OVER LACK OF RAIN

LIVERMORE, Jan. 4.—The farmers of this district are much alarmed over the continued lack of rain and state that unless there is a rain fall within the next three days they fear the crops will suffer.

The rainfall for the month of December was the lowest in the history of the town.

WOMAN SAVED FROM DEATH IN FLAMES

Firemen Rescue Mrs. A. Swanz From Room in Burning Apartment Flat.

Lieutenant F. Woods Struck by Blazing Timber and Is Painfully Injured.

SAN FRANCISCO, Jan. 4. — A disastrous blaze, caused by crossed electric wires, broke out in an apartment flat building at 751 Turk street, at 2:15 this morning, causing the injury of two persons.

Mrs. A. Swanz, who lives on the top floor, was not aroused by the cries of fire and was overcome by smoke before the firemen could reach her. She was sent to the Central Emergency Hospital. Lieutenant F. Woods was caught by a blazing timber and suffered second degree burns of the arms and shoulder. He also was treated at the Central Emergency hospital. Special Police Commissioner Guan turned on the alarm and the fire was extinguished before spreading to adjoining buildings. The damage will reach about \$8000.

Considerable excitement reigned in the neighborhood, and a great many sleepers fled to the street in this night dozing. The principal building burned was known as the Commercial Hotel, and the blaze spread to the wooden structure, fading away in the rear.

At noon today Mrs. Swanz, who is a aged woman, had not recovered consciousness and some fear is entertained for her recovery.

BEGIN WRECKING OLD BUILDINGS

Work Started to Clear Site of the New Capwell Structure.

The wrecking of the group of buildings covering the site of the proposed H. Capwell store building, to be immediately erected on the property embanking the entire east side frontage of Clay street between Fourteenth and Fifteenth streets, and 100 feet frontage on each of the latter streets, was started by Contractor Percy J. Walker yesterday.

The buildings to be wrecked include the Touraine hotel, one of the oldest structures in Oakland, which was recently moved to the building was ready and all of the stores fronting on Clay and Fourteenth streets have been vacated by the tenants.

The wrecking of these buildings and of the old buildings occupying the site of the new city hall adjoining, which is also in progress, makes the block scene of great activity. As soon as these old structures are removed the excavation of the pit in which the foundations of a new hotel and the new City Hall four stories high will be laid, will start simultaneously. Before the end of the year 1911 the entire block will have undergone a marvelous transformation through the erection of two of the latest structures on this side of the block.

PROPOSE NEW STEAMSHIP SERVICE FROM AUSTRALIA

MELBOURNE, Australia, Jan. 4.—The Merchant and Shippers Company, a concern doing a large trade in the southern

Ben F. Woolner Appointed City Attorney by Mayor



BEN F. WOOLNER, who has been appointed successor of John B. Stetson as City Attorney.

Ben F. Woolner, who was appointed to the office of City Attorney, vice John B. Stetson, by Mayor Mott this morning, made his initial appearance at the meeting of the Board of Public Works as a member thereof, when it met at 10:30 o'clock.

The appointment of Woolner has met with the approval of his large number of friends and acquaintances. In speaking of his action, Mayor Mott said:

"I am confident that Mr. Woolner will

MANY TO ATTEND PIONEER'S FUNERAL BERKELEY BUILDING

Barker Obsequies Will Be a Late Residence, Interment Private.

The funeral of Timothy Leonard Barker the aged Oakland pioneer who died yesterday, will be held from his former residence, 1119 Castro street, at 2:30 tomorrow afternoon. The sermon will be delivered by Rev. Frank L. Goodspeed, of the First Presbyterian Church Interment, at Mountain View Cemetery, will be private. The pallbearers will be Horatio Livermore, Henry Rogers, Charles Kollogg, Harmon Hell, Victor H. Metcalf, William Wellman, W. H. Quinn, Arthur Brown, F. M. Smith, James Rolph, Captain Asa Sinton.

Services, offered to establish a fifteen-knot service between Melbourne, Sydney, Fiji, Hawaii and Canada (presumably Vancouver). The matter was placed before the cabinet, which will meet this week.

Construction in College City During Year Costs Big Sum.

BERKELEY, Jan. 4.—The total estimated valuation of buildings constructed in Berkeley during the past four years is \$3,709,437, according to reports completed today by Building Inspector B. P. Bull. This is an average of \$2,600,000 a year. The estimate does not include public buildings which have cost about \$50,000 during the four-year period.

The value of buildings erected in Berkeley during 1910 was \$1,478,500, as compared with \$2,249,500 during 1909, \$2,439,000 during 1908, and \$2,542,437 during 1907.

The number of buildings constructed in this city during the year ending December 31 last was 645, including 43 business houses.

No. Cordelia, a man doesn't necessarily use curse words when he takes the oath of office.

The church was formed less than a

year ago and has built up with great rapidity. Meetings are held in a hall on Grove street near Polkwood, Dr. Andrew Beattie being the pastor. The designs for the building were prepared by Dr. Beattie and members of his congregation who are architects and builders.

FIND BONES OF 'REDS' IN RUINS

Police Believe London Band Fired House and Killed Themselves.

(Continued from Page 1.)

found murdered on Clapton Common in the opposite end of London. There were stab wounds in the back and the head was brutally battered.

LONDON STIRRED.

Londoners are greatly stirred by the succession of murders which is wholly foreign to British experience. The conservative papers blame the Liberal government, charging that the authorities have failed to enforce the alien acts.

The Times criticizes the use of soldiers yesterday and considers the affair was badly managed.

Sir Robert Anderson, former head of the criminal investigation department, says:

"The British inaction in regard to alien criminals would scarcely be a company of medically certified lunatics. The police were intended to keep criminals from entering our ports, but by willful mal-administration the go to it might accomplish has been thrown deliberately. We need now and full over to get rid of the alien criminal."

CRITICISES LTC.

After a day's reflection the sober thought of London appears to be that the marshaling of a great force of police and military to desroy a little nest of outlaws was a mistake. A number of provincial papers, too, criticize the authorities sharply.

The Manchester Dispatch says that Englishmen have been made to appear ridiculous and that the affair is one which the country will be glad to forget.

Nothing has since developed to establish that more than two men held the tenement against several hundred police, two and a half companies of Scots guards, from the town of London.

The Manchester Dispatch says that the appointment of a company of police to defend a rich man's house and after being surprised by a policeman, make their "get away" in an astounding clever style, the smarter of the two burglars posing as the man of the house, thus deceiving the policeman and providing incidentally some excellent and first-class drama.

When it comes to fun Wellington Cross and Lois Josephine are taking

their share of the honors. They give a

burlesque of melodrama that is as full

of laughs as an egg is of meat. Incidentally they sing and dance and show

a rare lot of class.

ALL ARE GOOD.

Hilbert and Warren, "colored but not

born that way," are here again with some smart piano playing and grotesque dancing.

From Europe there comes Joe Jackson, who calls himself "The European Vagabond." He is a new sort of tramp. His antics on the bicycle are good for 15 minutes of laughter.

Joseph Hart's Bathing Girls, the spectacular act which has been on for a fortnight, is in the last days of its successful engagement.

Mr. Hynack, the Chameleon comedian, who has mystified the town for a week, will close his engagement next Sunday night.

Hilda Thomas and Leo Hall, exceedingly clever comedians with a smart musical comedy bit, are also in the last days of their engagement.

Maud Foster's big European animal act, called "A Night in a Monkey Mistletoe Hall," will be seen for only three more days.

Extensive preparations are being made for the coming of the Great Orpheum Road Show, which opens next Sunday. This is the annual event which theatergoers regard as of exceptional interest.

YOUNG MEN'S LEAGUE GIVES ENTERTAINMENT

About 200 members and former members of the Young Men's League of the First Methodist Church, with the wives of the latter, met in the church parlor last night for their annual New Year's entertainment. An elaborate program of music, recitations, and monologues was given under the direction of O. J. N. Prunier.

After treating her hubby, she says he left her and her, he lived for two years in Oakland, where one occasion he beat her so that she had to go to a hospital from his effects.

In March, 1909, at 11 o'clock at night she declares Gifford, old and to go home to her folks, that's a way to get a husband for him, in that he escort her through the streets until they came to a dark place, where he assaulted her and robbed her of \$20. She had left only a nickel, insufficient to pay her fare to this city, where her family resides.

Later, she asserts, is joined her at her mother's home, and elected her from there at night, throwing her salutes into a vacant lot.

Banquet Cheese is sold by all leading grocers. Avoid substitutes.

Crowds Flock to Orpheum to See Bill That Is Full of Sensations

'HIS NERVE' KEEPS BIG AUDIENCES GUESSING

Dash of Sherlock Holmes and Raffles in Tabloid; Fun On Program.

Any one who thinks the crowds have worn themselves out with holiday fun needs only to slip into the Oakland Orpheum and take a look at the mob there these days and see his mistake. Right on to the fast pace set during the Christmas week is the business shown these days at the Oakland temple of vaudeville. There is just as much fun and quite as much gaiety and all the speed and dash that was found in the Christmas festivities at the Orpheum. The show is superb.

If you care for a dash of Sherlock Holmes stuff, the creepy, nerve racking variety, you will get it in Charles Leon and Fletcher's play, "His Nerve." The play is the big dramatic but at the Orpheum this week. Fletcher puts it on in a splendid style. It is the best of the Christmas week is the business shown these days at the Oakland temple of vaudeville. There is just as much fun and quite as much gaiety and all the speed and dash that was found in the Christmas festivities at the Orpheum. The show is superb.

"I shall exercise my police powers and place an officer at the entrance of the theater, if they attempt to put on this show," said Mayor Mott this morning.

"There is no ordinance that gives me the right to do this, but I shall do it nevertheless, even if it gets me into a law suit. The stench of a play of this kind spreads from city to city, and on this account I am having prepared a letter to the city council asking that a censorship of plays of some kind be established."

"I believe that questions of this kind should be handled by the state. The state legislature has more power, and should establish a censor board to handle matters of this kind, as many cities are handicapped by their charter limitations."

"When we permitted an expurgated edition of 'Three Weeks,' Manager Campbell assured us that he had canceled engagements with 'The Girl from Revere' and such plays as 'The Moulin Rouge' production. I think it would be well to remind him of this, as the posters are up advertising the performance."

"You can say that it will not be permitted under any circumstances, even if we have to use force to stop it."

PLACE BAN ON NAUGHTY PLAY

"Queen of Moulin Rouge" to Be Barred, Says Mayor and Chief.

Force will be used to prevent the presentation at a local theater of the notorious "Queen of the Moulin Rouge," according to the declaration of Mayor Frank K. Mott and Superintendent of Police Leibert Wilson before the board of police and fire commissioners this morning.

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WHEELER EVADES LIQUOR QUESTION; W.C.T.U. SAY

BERKELEY, Jan. 4.—That President Wheeler of the University of California has evaded the question of the letter of the Berkeley W. C. T. U. asking for the prohibition of liquor at the faculty club and in class gatherings is the charge of Mrs. J. L. Slater, president of the temperance organization.

Referring to the appeal made to President Wheeler, Mrs. Slater says that, although President Wheeler in answering that appeal had evaded the question, still the women were hopeful and confident of success.

"We over the State of California the parents of the students are protesting against the example set by the faculty club," she said. Mrs. Slater quoted from a letter received from Southern California, which said in part: "Southern California has been sending many of her boys to the University."

"We have a right to protest against such a shameful habit being formed and fostered by those in authority. Southern California has told so clearly and uniformly that the faculty club is not a safe place for the intellect only, but also for the body, and morally, not dreaming that the president and faculty looked with any degree of allowance of wind drinking of any sort at any time in any place. The knowledge of this state of affairs has raised a storm of protest."

Mrs. Slater said that on account of the great interest that W. C. T. U. felt in the university that they would never stop their efforts until this bill was removed from the fair name of the university.

1000 PEOPLE ATTEND BUSINESS MEN'S AFFAIR

The San Pablo Avenue Business Men's Association held a drawing for prizes in the Civic Institute last night which was attended by full 1000 people. The prizes which numbered 132, had been contributed by the different business men of the avenue, and the drawing was attended by many prominent business men. Among the members of the committee who arranged the affair were Messrs. D. J. Hallahan, Fred Nelson, Greenbaum and others.

Banquet Cheese is sold by all leading grocers. Avoid substitutes.

PROPOSE NEW STEAMSHIP SERVICE FROM AUSTRALIA

MELBOURNE, Australia, Jan. 4.—The Merchant and Shippers Company, a concern doing a large trade in the southern

part of the continent, has been

proposing to establish a fifteen-knot

service between Melbourne, Sydney, Fiji, Hawaii and Canada (presumably Vancouver). The matter was

placed before the cabinet, which will meet this week.

ANNUCIMENT OF WINNING NUMBERS

Of Prizes Given By San Pablo Avenue Merchants

The San Pablo Avenue Business Men's Club herewith publishes a complete list of the valuable prizes given away, and the winning numbers.

IF YOU HAVE A LUCKY NUMBER present your coupon to the merchant whose name and address appears opposite and receive the prize.

YOU'LL PROFIT BY SHOPPING ON THE AVENUE not only by getting the highest grade merchandise at the lowest prices, but by the many opportunities of receiving a valuable gift.

DURING COMING MONTHS, ADDITIONAL PRIZES WILL BE GIVEN AWAY, SO BE SURE TO SHOP ON THE AVENUE AND GET YOUR COUPONS.

Prize No. Article. Winning No. Prize No. Article. Value. Donated By

1 Three-piece Mahogany Set Furnit. re. \$75.00. 14.786. 50. M. Fries & Co. 578 San Pablo Ave. 23,573

2 Gilt's Suit to Order. 23.69. 50. B. F. Woolner. 1101-1103 S. Pablo Ave. 244,768

3 Gold Furs. 26.00. 50. Oakland Furrier. 621 16th St. 22,765

4 Jade Lavender. 18.00. 50. W. J. Fries & Co. 578 San Pablo Ave. 37,500

5 Pearl and Gold Opera Glasses. 15.00. 50. Greenbaum's. 125 San Pablo Ave. 61,500

6 Order For Switch. 12.00. 50. Avenir Hotel. 208 San Pablo Ave. 61,500

7 Brass Bed. 12.00. 50. Sample Furniture Co. 68 San Pablo Ave. 169,310

SPEED BURNERS TO BE RESTRAINED BY LAW

Berkeley Will Take Means to Punish Reckless Drivers of Automobiles.

STRICT ORDERS GIVEN TO THE POLICE FORCE

Already Arrests Are Being Made of Violators of the City Ordinance.

BERKELEY, Jan. 4.—Coincident with the police crusade in Oakland against reckless automobile driving and following the long list of injuries and fatalities in the east bay cities, due to carelessness and speeding, the police department of Berkeley declared this last night upon the automobileists who violate in any way the State regulations.

A squad of six policemen began the task of rounding up the lawless drivers shortly after 5 o'clock yesterday afternoon and continued their activity until after 9 o'clock, arresting in all ten men, who were released on bail and will appear in Police Judge Edgar's court tomorrow morning.

EXCEEDING THE LIMIT.

They are to answer charges of driving faster than fifteen miles an hour and of violating the State law requiring automobile to carry a number of the headlight. The action of the ten were arrested for the latter offense, it appears that little attention is paid to an important regulation by means of which law-breakers may be apprehended at right.

Many of the serious accidents in this and other east bay cities have occurred after dark and in the absence of numbers that may be read, it is difficult to place responsibility for death or injury.

The activity of the Berkeley police followed the announcement of the City Council yesterday that strict enforcement of the State automobile laws would be the rule hereafter in Berkeley. The Council passed a resolution memorializing the Legislature to permit the city an ordinance of municipalities to obtain a license to be granted only after the qualifications of the applicant have been tested. Many cities and towns in the state of Washington are in a position without municipal ordinances governing the driving of machines, dependence being placed entirely upon the statutes.

CHILDREN AT WHEEL

In Berkeley the need of a law requiring licensure, particularly, of any children of the city are daily seen driving through the business and residence streets at high speed. A 16-year-old girl, a graduate of the University of Washington, got into a high-speed car on Bancroft way a few days ago and last Sunday morning 16-year-old Ruth Easton of Oakland, driving a car at the rate of sixty miles to an hour, shortly after midnight, ran down and killed Frank Lothrop, sole support of a widowed mother, a hardware and paint dealer, in this city.

Numerous instances have been noted by the police and city officials of fast and reckless driving by women and children of a machine until after a thorough schooling, which is required in San Francisco and other cities, under the tutelage of the police.

ORDINANCE PROPOSED.

It is the intention of the Berkeley City Council to pass municipal automobile ordinances if a license regulation is not adopted by the Legislature. A bill was introduced in the Senate last night for the State to pass such a law.

Ralph Hartwell, chauffeur, 2126 Dwight way, Dickinson, chauffeur, 1570 Grove street, Oakland, chauffeur, 721 Neptune street, San Francisco.

These were taken into custody for failure to carry numbers on headlight.

Louis Engler, contractor, 2728 Benvenue street.

H. J. Higett, civil engineer, 2223 Ashby avenue.

C. McCarron, merchant, 368 Twenty-eighth street, Oakland.

J. F. Ryan, merchant, 81 Forty-fourth street, Oakland.

H. J. Lederer, printer, 2117 Ad. Union street.

C. W. Steiner, chauffeur, 2106 University avenue.

Charles W. Teller, cashier and son of John D. Teller, 2106 Alani, east of 21st street, Oakland.

The arrests were made by Police Capt. Kelly, Jones, Wright, Le, Javete and Morris, in the respective districts.

The speeders were required to put up \$50 cash bail and those who mount their headlights with \$100 pending their appearance in court tomorrow morning.

FUNERAL OF LOTHROP.

BERKELEY, Jan. 4.—The funeral of Frank Lothrop, who was run down and killed by a motorist, was held yesterday at the home of Richard Fagan and Shatford Avenue and Faunce street, early Sunday morning, was held today at 10 o'clock, services being held at the First Methodist Uniting church, by Rev. Dr. R. M. Vaughan of the First Baptist Church. Interment was in Mountain View Cemetery. The inquest will be held tomorrow afternoon at 1:30.

ST. MARY'S COLLEGE ENROLLS 500 STUDENTS

The second semester of St. Mary's College opened yesterday morning. It is expected by the end of the week, 500 students will be enrolled.

Brother Cornelius, F. S. C., for the last two years instructor in modern languages and librarian of the college has been transferred to St. Joseph's Academy in Berkeley and his place has been filled by Brother Joseph, F. S. C., in that institution.

Brother F. S. C. from Santa Clara will have charge of the fourth academic class.

Living Pictures a Feature Of the Society Vaudeville



MISS MATILDA BROWN, president of the Ladies' Relief Society.

Living pictures will be the principal feature at the vaudeville entertainment to be given under the auspices of the Ladies' Relief Society next Tuesday evening in the Macdonough theater, where the members of the exclusive smart set will be present.

The event will be the social affair of the season and will be attended by the social, club and philanthropic leaders of Alameda county and San Francisco.

According to the manner in which the boxes and tickets are being sold for the occasion the theater will be crowded and the funds for the home will be well led.

Among those who have already subscribed for the boxes are Mrs. William G. Honshaw, Mrs. Isaac Requa and Mrs. Frank Havens.

NO EFFORT SPARED.

It is predicted that it will be one of the most interesting charitable performances held within recent years. No effort is being spared in making the affair one of the most elaborate as well as the most enjoyable ever held here. Talented performers from both sides of the bay have been engaged for many weeks for various stunts in which they will appear.

The responsibility of the vaudeville show rests upon the women who yearly seek to replenish the treasury of the home which shelters eighteen babies and sixty-five boys and girls, the majority of whom are orphans. There are about thirty-five aged women who are also cared for in that institution, which is for the greater part supported by good citizens of this community.

In 1872 the home was founded and is now acknowledged to be one of the leading charitable institutions in Alameda county.

OFFICERS OF SOCIETY.

The managers and directors of the society are:

Mr. R. G. Brown	Mr. Henry Badsworth
Miss Esther Brown	Miss Charles Butters
Miss Matilda Brown	Mr. A. H. Breed
Miss Fakewell	Mr. A. F. Conwell
Miss Campbell	Mr. H. H. Conwood
Miss Louise de Fremery	Mr. E. H. Garthwaite
Mr. H. S. Keggin	Miss Eliza McGraw
Mr. H. D. Mathis	Miss Fannie Gish
Miss J. E. Miller	Miss Elizabeth Gill
Mr. E. C. Phillips	Miss J. A. Hill
Mr. F. F. Weston	Miss Rosamond Hill
	Miss Thomas Hobdy

Among the artists who will impersonate living pictures in costume are the following: Miss Florence Henshaw, Mrs. Harry Chickerling, Mrs. Paul Driscoll, Mrs. Sydne Van Wick, Mrs. Beach Soule, Mrs. Ketchum and Mrs. Dan Belcher.

Harold Baxter will do a song and dance with a very charming and beautiful young woman of the social set.

Their mother, Mrs. Ruth Hall, Misses Lorraine Page, Mary Heur and Harriet Stringham.

"The Rektor," a comedy one-act farce, will be presented by Harris Allen, Mrs.

THEODORE HALSEY TO BE TRIED JAN. 17

Judge Dunne Today Fixes the Date for Drawing a Jury.

The Action Brought by Barber Company Will Soon Be Settled.

A suit between the Barber Asphalt Paving Company and the property owners of the San Pablo avenue over the payment under contract for paving done in the winter about four years ago has been submitted to Judge Ogden on briefs and will be decided in a few days.

The suit rests on the refusal of the people to assess assessment district to pay under the contract on file and record, entered into with the superintendent of streets. Who at that time was Charles F. Ort and the company.

Judge Mortimer Smith is the attorney for the San Pablo Avenue Improvement Club and the property owners. He claims that it is clear that the contract on file is not a valid instrument under which to demand payment. There are 300 contestants in the suit.

With Judge Smith, the assessment is valid on the face of the record. The contract, as recorded, he says, does not state the time of the commencement or completion of work, which is mandatory under the law. The contract was not entered into at the proper time; he declares, the date on the document showing it was entered into prematurely.

The Barber Asphalt Company claims that the contract was actually entered into at another time than that specified in the official records, and relies for proof of this upon oral evidence.

WILL ATTEND MEETINGS.

BERKELEY, Jan. 4.—Berkeley will send delegates to the meetings of the county committee of the California Development Board, which meet in Oakland next Friday. Friday evening there will be a banquet at the Key Route Inn and Saturday will be devoted to sight-seeing by delegates from distant counties when Berkeley will be the objective point of many of the parties.

The members of the Wednesday Club were entertained this afternoon by Mr. Sam Davis of Sacramento. A program of music and entertainment was given.

Mr. and Mrs. George Carter of San Antonio are the house guests this week of Mrs. Sidney J. Conger of San Jose avenue.

Alameda Personals

ALAMEDA, Jan. 4.—John Lowe is the guest of his brother and sister-in-law at their home in this city.

Spencer Brush, son of Rev. Frank S. Brush of this city, accompanied Asst. Mayor Samuel T. Clegg of Sacramento, where he will act as secretary of the new legislator.

Mrs. James K. Hamilton was host this week at an elaborate dinner party given for the new home in Berkeley. The guests were Mr. and Mrs. E. Van Brunt, Mr. and Mrs. Herbert Blanning, Mr. and Mrs. Frank Loo, Dr. Miller Stephens, Dr. James Ellis, Dr. J. K. Hunter.

An informal dance will be held at the home of Edward Higgins in St. Charles street tomorrow night. Many Stanford students will be among the guests at the dance. Higgins now attending that university.

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ATTORNEY GOES MAD ON TRAIN

Joseph L. Ulls Stricken While in Search of Health Here

SAN FRANCISCO, Jan. 4.—Stricken insane while coming to California to regain his lost health Joseph L. Ulls, a notary of New York City, and residing at 2125 Boulevard street, Jersey City, has been removed to the detention hospital in this city.

Ulls, who has a brother, Peter, connected with the Standard Oil Company here, suffered a near our breakdown and left the metropolis to come to San Francisco to rest and recuperate.

On the train his mind gave way and at San Antonio, Texas, he began to rave. During a stop at "uma" it was found necessary to restrain him in the jail, after which he was voluntarily taken charge of by H. R. Paine, a Stockton baseball player.

It was Paine who aware to the insanity charge against him when the train arrived here early this morning.

WILSON NARROWLY ESCAPES DEATH

Superintendent of Police Is Struck by Street Car and Dragged.

While alighting from a buggy on his way to the City Hall this morning, Superintendent of Police Adelbert Wilson was struck by a streetcar at the corner of Broadway and Fourteenth street, knocked to the ground and dragged for more than ten feet before he was brought to a stop.

He was bruised about the head and face, his shoulder was slightly wrench and his knees contused and lacerated. Despite these injuries, after being treated at the Receiving Hospital, Superintendent Wilson went to his desk in the City Hall and continued his work through the day, attending to business of the Board of Fire Commissioners and attending to his other duties as on other days.

The accident happened shortly after 9 o'clock this morning. Superintendent Wilson was with Mr. Smith of Smith Bros. in his buggy, and had driven down Telegraph avenue to Fourteenth street. Smith turned into San Pablo to allow Superintendent Wilson to descend. In doing so the police officer did not notice an approaching San Pablo avenue car, which was within a few feet of him as he stepped from the buggy.

THROWN 'O STREET.

As the car struck him his back was turned and he was thrown to the street. His coat was caught by a rod of the car, and he was dragged over ten feet before the motorman was able to bring the car to a stop.

"It was not the fault of the motorman," declared Superintendent Wilson this morning after having his wounds dressed. "I did not look to see if a car was coming, and was struck. I remember hitting the ground and dragging my knees, and that my feet would not be caught under the heels. I do not remember how far I was dragged, but it was a painful experience. The matter is of no consequence, however, as none of my hurts are of a serious nature."

A WORTHY CHARITY.

The responsibility of the vaudeville show rests upon the women who yearly seek to replenish the treasury of the home which shelters eighteen babies and sixty-five boys and girls, the majority of whom are orphans. There are about thirty-five aged women who are also cared for in that institution, which is for the greater part supported by good citizens of this community.

For the coming year, the greater part of the money will be used for the

charity of the home.

NO EFFORT SPARED.

It is predicted that it will be one of the most interesting charitable performances held within recent years. No effort is being spared in making the affair one of the most elaborate as well as the most enjoyable ever held here. Talented performers from both sides of the bay have been engaged for many weeks for various stunts in which they will appear.

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Governor Johnson's Inaugural.

In his inaugural address Governor Johnson makes some radical suggestions and some very sound ones. For instance, he points out the folly of electing the Clerk of the Supreme Court, the State Printer, the Surveyor General and the Superintendent of Schools by popular vote. The duties of these officials are purely ministerial and of a technical character; each of them has or should have some special qualification for the position he holds, and should be selected by some one competent to judge of his fitness. It is impossible, says the Governor, for the voters at large to determine between the merits of men who aspire to those positions.

But if the voters are unable to pass intelligently on the fitness of candidates for such offices as Clerk of the Supreme Court, State Printer and Superintendent of Schools, how can they be qualified to pass upon proposed laws? Governor Johnson advocates the initiative and referendum, which will make every voter a legislator. It turns the whole mass of the electorate into a law-making body, permitting the voters to initiate legislation and compelling the Legislature to submit the measures thus initiated to the decision of the electorate.

Governor Johnson also advocates the recall. "So far as the recall is concerned," he says, "did the solution of the matter rest with us, I would apply it to every official." We take this to mean that he would make the recall apply to judges as well as administrative and legislative officers. Even the justices of the Supreme Court would be subject to this perpetual menace. The effect would be to make every voter an appellate judge and the body of the electorate a court of last resort. All appeals would be finally directed to the mob, which when aroused and infuriated cares nothing about constitutions and statutes of which it knows next to nothing. As the initiative and referendum makes every citizen a legislator, the recall, if applied to judges makes every voter a judge of appeal.

Theodore A. Bell is a tariff reformer in the country at large, but a protectionist in California. He wants to revise the tariff downward—with the exception of duties on California products. He gave the Democrats in Washington flatly to understand that if it was proposed to deprive California producers of the tariff protection they now enjoy he would take his coat off to prevent it. Mr. Bell is an example. He illustrates the contradictions a man involves himself in who finds that a theory which he cherishes will work harm to his neighbors and friends if applied at home. The late Stephen M. White was a believer in the doctrine of a tariff for revenue only, but in the Senate he was a vigorous advocate of protection for California industries.

Among the men in Adams County, Ohio, accused of selling their votes is a preacher who is alleged to have sold his suffrage for \$10. Possibly his excuse will be that he voted as his conscience dictated, although he took the money—it was not a bribe, merely a gift, received with a consciousness of duty well done.

As Meyer Lissner now has charge of California politics and legislation, the people will expect long delayed laws for the regulation of pawn shops.

Very few men have the good fortune to add a verb to the language or give their names to parts of speech. Clarence Lexow, who died a few days ago, enriched the vernacular of this country with a term that will probably live long after he is forgotten, for the reason that it is descriptive of a process that no other word adequately describes. Mr. Lexow was chairman of a legislative committee that investigated the municipal administration of New York City, particularly the police department. The methods pursued in that investigation were drastic and ruthless and were pursued with undisguised hostility to the Tammany chiefs and officials. As a result of the revelations made the Tammany machine was turned out of power at the succeeding election. It was said to have been "Lexowed" out of power. Hence the term "to Lexow" or to be "Lexowed." It has since developed that the proceedings of the Lexow committee were directed by a spirit of partisanship which was far from just and fair. Nevertheless the committee's work was productive of much good.

Under the threat of prosecution the bathtub trust is breaking up, so it is announced in the eastern press. The probabilities are that it is only letting go to take a fresh hold. It will evade punishment by going through the motions of dissolution, but after the hue and cry is over it will reorganize with its legal fences mended and begin to take up the slack in the cinch.

Dr. Woodrow Wilson is evidently unalterably opposed to the Sugar Trust having a Senator from New Jersey.

Meyer Lissner says he is in Sacramento to exert his efforts to have all pledges made in the recent campaign redeemed. Mr. Lissner is an authority on unredeemed pledges, having a practical acquaintance with their value that prompts him to urge redemption. As the keeper of the conscience of the Legislature Mr. Lissner stands under a large responsibility. He feels a sense of it, indeed is swelled up with it; and his eagerness to map out and direct the work of the solons who are legislating under his eagle eye is the ardor of a patriot who is determined that nobody shall go wrong or make mistakes. Therefore he is on the ground to admonish by his presence legislators that they are responsible to him and not to their constituents for what they do at this session. Mr. Lissner is not a boss; he is the people's overseer at the State Capitol.

Chris Evans and the Ogden Hold-Up.

The hold-up of the Overland Limited near Ogden is rather opportune for that retired bandit, Chris Evans, who is longing to be liberated from the irksome confinement of Folsom Prison. Evans is seeking a parole or commutation of sentence, and a good many soft-hearted people have been induced by the pleadings of his loyal and innocent family to endorse his petition.

But unfortunately for Evans a band of ruffians take it into their heads to stop and plunder a train, doing so with exceptional brutality and barbarity. Women were beaten and insulted, and an unarmed negro porter was shot down like a dog. The incident in all its details negatives the policy of showing clemency to train robbers. If they can escape the gallows after committing murder while trying to rob, as Evans did, the perils of the bandit's vocation will be lessened. If, after cheating the gibbet, they can get a pardon or a parole the penalties of highway robbery will be still less appalling.

In this suggestion lies the connection of Chris Evans' case with the hold-up near Ogden. Showing undue clemency to scoundrels who hold up and rob trains, committing murder if resisted or offended, unnecessarily endangers the traveling public. It encourages

crime by withdrawing the protection the law throws around the citizen and his property. This protection is withdrawn when robbers and murderers are relieved of penalty for their crimes.

The disciples of Chris Evans have injured the cause of the great exponent of their art, but they have done the public the service of showing the folly of clemency in the cases of men who, armed and ready to kill, lie in wait to rob.

EDITORIAL PARAGRAPHS

Why always be sober and solemn when in reality you are hungry for fun; be a mixer and stir up fun with your work—fun will make you feel and look young.

When you announce to the world your "I can't" all the world believes you; when you say "I can" you will be compelled to prove it.

You can't well reform other people by trying to make it appear to them that you are better than they—they will oppose you because they believe the opposite.

You can reach high heaven only by high aims and you will never make progress up the mountain of attainment except you keep your eyes on the summit.

Your abilities are always latent until you give them latitude; you have within you the faculties which when properly used, will turn defeat into success.

The piety that never knows pity is a sort of piccled piety that ever sours the sweetness of life's good cheer.

Faith is not so much the belief in what fate will do for you as to how faithful you are to your best ideals.

People will sometimes hate you because there is in you a power that lifts you above hating them; when men are unable to struggle to your heights they try to get even by hurling hateful missiles at you.

SPECULATION IN CHINA

High authorities in China are trying to curb the tendency to buy and sell "forward" on the ground that speculation of that kind tends to offend against law and order.

Zeal in gaming and eagerness to take a chance whereby something may be had for nothing, save the incurring of momentary risk, is an universal trait; but nowhere is it more strongly developed than among the Oriental races.

They claim to be the oldest among civilized peoples—and yet they are inveterate gamblers, an observation which applies with equal force to each class of society.

The practice has assumed threatening proportions in China. The evil is so pronounced that the Taoti Lin Yen-ki of Shanghai has issued a proclamation forbidding speculation. He recites the embarrassment due some time ago in dealing in cotton; and more recently the activity of Chinese merchants in rubber—a wave of speculation so pronounced that nearly the whole country was mad over the transactions.

That the dealings were gambling, pure and simple, appears in the fact that almost without exception the transactions were not done in cash, but were speculative with determining gain or loss according to the fluctuations of the market, so that when the settling date arrived many millions of capital were lost in the decline of the price of share.

The Taoti adds sympathetically: "It kills one's heart to mention the state of affairs."

But having discovered the cause, he at once proceeds to apply the remedy.

He feels that the duty of local peace and protection devolves on him and he will not consent that the people engage in speculative dealings any longer—"By setting order and prohibition at night, in a way that affects the Shanghai market, and involves the whole financial situation, causing anxiety even to the throne."

Thus speculation has been forbidden. The district magistrate, the mixed courts and the chamber of commerce, have been instructed to that effect; and any one in Shanghai who secretly transgresses will do so at his peril.

After all, the Chinese have an effective way of coping with an evil of this sort. But if the Taoti Lin Yen-ki stops gambling in his jurisdiction he will accomplish something little short of a miracle.—*Seattle Times*.

We infer that the art of writing fiction is looking up.

A recent publication—fiction—that has come to the desks of the literary reviewers undertakes to defend the theory that before young people permit an engagement (matrimonial) to become binding, the two should assume a strictly brother and sister relationship for a long time.

We do not quarrel with this theme, which seems to us a very reasonable one, but we have had our faith in art rudely shaken by the manner in which "our author" has developed his theme.

Chapter XXV. is headed "Mona on Eugenics" (Mona is the heroine) And on page 323 we find this passage.

"I think," said Mona, "medical statistics will bear me out in the statement that among Americans there are selected by:

"Dyspepsia 50 per cent
Consumption 20 per cent

A Heavy Toll



W. W. Slater, superintendent of the block and signal system at the pier, has returned from his eastern trip, having spent three weeks in New York and other cities.

Colonel T. R. Robinson, manager of the Oakland baseball nine, has purchased a half interest in the pioneer warehouse of Hulford & Bolton in San Francisco.

Death, the reaper, visited the people of Oakland 785 times during the year 1890, according to the records in the office of the Board of Health.

The splendid building of the Y. M. C. A. has been completed and furnished within the year and is a great addition to the attractiveness of the city. Among the particularly fine residences constructed are those of J. L. Pringle, E. M. Hall Jr., Mrs. Will in Walkerley and Mrs. Scott in East Oakland; Ex-Governor George C. Perkins in the annexed district; Edwin Goodall and William H. Baily in Jackson street, and Mrs. Ginn on Thirteenth street.

It was a most hearty welcome home given Rev. and Mrs. George W. Sweeney at the Christian Church last evening. They have been traveling extensively on the continent.

Increased work has necessitated the employment of an assistant clerk in the Street Department and the personnel of that branch of the city government is now as follows: Superintendent, J. S. Wall; deputy, F. S. Sessions; chief clerk, W. L. Fontain, deputy clerk, F. L. Bates.

Master Fred L. Butterfield entertained twelve of his friends at the home of his parents 218 Fifth street New Year's afternoon, the occasion being his twelfth birthday.

At the home of C. J. Woodbury at Fifteenth and Brush streets the new year was ushered in mid the tooting of horns and the shout of many voices. Among the guests present were Mr. and Mrs. J. E. Richardson, Misses Grace Fisher, Bertha Woodbury, Tillie Newsome, Belle Kincaid, Mattie Hayes, Florence Swain, Minnie Fowler, Margaret Leach, Annie Barrington, Violet M. Brown, Etta Brewer, Messrs. Al Stewart, Frank Leach, Abe Leach, Joseph Mecros, Will Kincaid, Charles Glavin, Charles Purcell, George Furniss, Horace P. Brown, J. A. Fowler, Julian I. Pickwick and others.

County Superintendent Fisher has completed all the work in his office and will turn affairs over to Superintendent Frick next Monday. Yesterday Frick called upon Fisher and was given a few pointers concerning the conduct of the office.

C. E. Markham was elected principal of the Tompkins school at a meeting of the school directors last night, those present at the meeting being Directors Everett,

Parker, Fine, Chartrand, Carrington, Clement and Morgan.

The newly installed officers of John A. Logan Circle No. 5, Ladies of the G. A. R., are as follows: Mrs. Sarah Wilson, Mrs. Nancy Anderson, Mrs. M. Styles, Mrs. S. Steele, Mrs. Kate Howell, Mrs. Julia Donner, Mrs. Schultz and Mrs. E. Strom.

The Alameda County Board of Trade held a meeting last evening to hear the report of the committee appointed at a previous meeting relative to amending the street law. Those present were: President, C. D. Plewe, secretary, C. R. Plum; M. J. Layman, M. J. Kelley, E. W. Woodward, J. S. White, H. L. Devin and C. E. Cooper.

The builders of San Francisco have asked N. H. Jordan to draw up a revised mechanic's lien law. Attorney E. C. Chapman has recently drawn up a new bill in which all the good features of the present law are retained and its defects remedied.

This World's People

Canada has decided to use Col. actor Locock's tactics and stop petty personal baggage smuggling.

Dr. Wiley, the government expert, predicts that a million years hence man will freeze to death.

A clergyman in Cape Town has received a letter of thanks from King George V for "a biography of King Edward VII written in 85,000 legible words."

Dr. Valfrid Palgren, the woman member of the municipal council of Stockholm, is said to be responsible for that body voting 2000 crowns to be used in entertaining the coming congress of the International Woman Suffrage Alliance in that city.

Mrs. Charles W. Elliot was elected president of the recently formed Radcliffe Musical Association.

Miss Miriam Lee Earle, head of the department of public speaking of Swarthmore College, is in charge of the series of plays which the students propose giving during the present school year.

"If there is any man in the world who is interested in maintaining this government just as it was made, protecting as it does so carefully the rights of individuals, rich or poor, maintaining laws, and protecting rights under the law, it is the common citizen in the common walks of life," says Senator Bonar.

Our Annual Clearance Sale Still Greater Bargains

Bargains that will surpass any offering before made in this section of the country. Remember the merchandise involved in this sale is better in every respect than you have ever seen offered at these prices—better in style, better in material and decidedly better in the making. The crowds that have filled this store all during the past week are evidence that we are breaking all records for value-giving.

New Tailored Suits, Coats, Dresses, Skirts and Furs at

30c, 45c and 60c on the Dollar

We Never Advertise Mis-Statements
—Never Exaggerate Values

\$16.50 Tailored Suits \$7.95

\$20.00 Tailored Suits \$9.95

\$25.00 Tailored Suits \$12.45

\$27.50 Tailored Suits \$13.45

\$30.00 Tailored Suits \$14.95

\$32.50 Tailored Suits \$16.95

\$35.00 Tailored Suits \$18.45

\$10.00 Long Coats \$5.00 Dress Skirts

\$4.95

A great variety of materials, including Black and Blue Panama Dress Skirts, in the latest effects.

\$6.00 Dress Skirts \$2.45

\$7.00 Dress Skirts \$2.95

\$8.00 Dress Skirts \$3.95

\$10.00 Dress Skirts \$4.95

\$22.50 Long Coats \$12.45

\$31.50 Dress Skirts \$7.45

\$35.00 Dress Skirts \$8.45

\$45.00 Tailored Suits \$25.00

\$40 Tailored Suits \$19.95

These suits are high grade

in every detail, absolutely correct in style; best material and workmanship.

\$45.00 Tailored Suits \$25.00

\$17.50 Caracul Coats \$9.75

\$25.00 Caracul Coats \$13.95

\$35.00 Caracul Coats \$19.95

\$45.00 Caracul Coats \$25.00

\$18.50 Novelty Skirts \$9.95

For Street and Evening Wear

½ Price

WATCH OUR WINDOWS

\$10.00 and \$12.50 French Voile Skirts

All Handsomely \$4.95 Trimmed—now

Togerry

CLOAK & SUIT HOUSE

ELEVENT

Great Cotton Event Now in Progress



French Embroidered Chemise

One of the Finest Features of This Great Sale

Real hand-embroidered French chemise of imported nainsook, yoke elaborately embroidered by hand, made in France. One of our strongest values. Worth 1.25—

69c at Also 1.25, 1.50, 2.00 up to 4.00.

Oakland Store

Embroideries

Not only have famous American import houses sent us some of their best sample lines, but several special purchases of large quantities have given us some exceptional embroideries for use in our first 1911 sale. These goods constitute a clean-up of the season's patterns. They are new arrivals, clean, crisp and in every way fit to be a part of a famous Hale Embroidery Sale.

At 15c Two lots at this price Edgings 6 to 10 inches wide, suitable for children's garments, etc., and an especially attractive line of flounces and corset covers in widths up to 18 inches.

At 25c All cambric or Swiss flounces and corset covers up to 18 inches wide. Big, showy patterns exclusively, and well finished ones too. Many have large scallops. Also edging from 6 to 10 inches. Perfectly finished and so dainty as to be adapted for use on waists and dresses.

At 33c a yard Beautiful line of 18-inch flounces in large, showy patterns. Variety of designs is great, including scroll, floral and eyelet effects. Material worth 50c a yard.

At 48c a yard Big, showy 13- and 27-inch flounces. Deep patterns with good sized scallops. Striking designs and well made embroidery that should launder well.

At 65c a yard These are truly elegant values, 27-inch to 42-inch flounces, lace and embroidered, finished with narrow ruffle of embroidery. Fine showy patterns, some with hemstitched edges.

Deep Millinery Reductions

A sale of sweeping magnitude—every hat in our entire department sharply reduced. When you know that the hats are all this season's and in the latest styles, you will realize what this sale means to you. Quick clearances to make room for coming stocks is the motive.

Deep Cuts on "Hale" Fall Suits and Dresses for Immediate Clearance

975 **1175** **1500**

Formerly Marked at 15.00
Suits and Dresses — Serges, broadcloths, worsteds and suiting. All colors, including plenty of gray suiting; also dresses of suiting, wool batistes and nun's veiling.

Formerly Marked at 18.75
Tailor-Made Suits, in 11 to fall models of storm serges, fine worsteds and smooth-finished broadcloths. All colors, Misses' and women's sizes.

Formerly Marked Up to 22.50
Misses' and women's Suits; new models in new homespuns, basket weaves, novelty suiting; also staple storm serges and broadcloths. All shades, including black and navy blue.

SECRET SERVICE WANTS STATE TO BUSY WITH 'TIPS' STAND PART COST

Government Investigating the Rumors Regarding Financing of Revolutions.

Turner Urges Showing in the Attempt to Take Turn While Going at 50 Miles an Hour Is Fatal.

CHICAGO, Jan. 4.—Investigation by the secret service bureau of the United States Department of Justice into the possibility of American financiers becoming interested in the outcome of Mexican and Central American revolutions never ceases. Every few weeks "tips" are run down which purport to indicate the concession seekers, land owners, manufacturers and arms and ammunition distributors are financing uprising in that nation.

Such a tip, recently received and passed to unreliable Chicago financier, was not far from the truth.

WASHINGTON, Jan. 4.—Further the guarded statement that agents of the Department of Justice were watching for any violation of the neutrality laws connection with the revolutions in Mexico and Honduras, no information the latest development referred to in the Chicago dispatch was available in the Department of Justice today.

JUDGE LENNON TAKES NEW PLACE ON BENCH

SAN FRANCISCO, Jan. 4.—Judge Thomas J. Lennon, recently of the Marin County superior bench, assumed his duties as presiding justice of the Court of Appeals yesterday, succeeding Judge James A. Cooper, retired. The court rendered for the new year has not been reorganized so that Judge Lennon will preside in the first case until about January 10. The transfer of jurisdiction will be without ceremony. Judge Lennon will be sworn in by presiding Judge Cooper who is not available.

GIVE FINAL DECREES TO UNHAPPY SPOUSES

Final decrees of divorce were granted today in the Superior Court as follows: Biggs Ogden to K. L. Lee; Dr. Dennis O'Gorman to Irene O'Gorman with permission to resume her maiden name of Weaver; by Judge Edwards to Emma A. from Alfred A. Chamberlain, extreme cruelty, together with \$30 a month for the support and maintenance of the minor daughter given to the custody of the mother; by Judge Edwards to Frances from Henry S. McKillop, desertion.

EIGHT JURORS SECURED FOR "DR." ADAMS CASE

Eight jurors have thus far been secured in the criminal department of the Superior Court to try the case of Mrs. Eliza Thaxter of Berkeley, who died as the result of two criminal operations.

NERVES NEED Scott's Emulsion

the same as babies. Babies can't take care of themselves, nor can nerves.

Babies cry for attention—so do nerves. Probably both are half-starved for proper nourishment.

Give them SCOTT'S EMULSION.

A great sale continuing tomorrow, showing beautiful white Undermuslins. Embroideries, Domestics and Waists in profusion, at low prices.

NIGHT GOWNS

50c High or square neck, button in front; others low neck and short sleeves, trimmed with embroidery and ribbon.

79c High neck, long sleeves, yoke of dainty embroidery insertion, low neck and short sleeves, yoke of cotton torchon lace, embroidered at neck and sleeves.

Also 89c, 1.25, 1.00, 1.10, 1.45 up to 3.00.

COMBINATIONS

89c Corset covers and drawers or skirt, trimmed with wide, blind embroidery, beading, ribbon run. Skirt or drawers finished with durable lace.

1.00 Corset covers and drawers or skirt, trimmed with scalloped Swiss embroidery; drawers are extra wide.

Also 1.25, 1.50, 2.00 up to 4.00.

Also Splendid Line of Children's Undermuslins

Undermuslins

Undermuslins With Hand-Embroidered Effect

This lingerie represents the newest and most exquisite product in underwear. It is an exact reproduction of the artistic hand-embroidered French garments, and an unpracticed eye can scarcely tell the difference.

Corset Covers

Of fine nainsook, yoke of French embroidery, set with two rows of torchon lace insertion. 50c, 75c.

Chemise

Long or short, of fine nainsook, yoke of French embroidery, ribbon and lace trimmings. 1.00 and 1.25.

Princess Slips

Of fine nainsook, trimmed at neck and arm holes with real linen lace, run with silk ribbon, yoke of French blue embroidery. 1.10.

Chemise

Of fine nainsook, trimmings at neck and arm holes with real linen lace, run with silk ribbon, yoke of French blue embroidery. 1.10.

Chemise

Of fine nainsook, trimmings at neck and arm holes with real linen lace, run with silk ribbon, yoke of French blue embroidery. 1.10.

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Two Trains Daily VIA SUNSET ROUTE

PACIFIC SHIPS BY DAY GHT.
Los Angeles, New Orleans, Washington, Chicago, St. Louis and East.
Leaves First and Broadway Oakland, 7:17 a.m. and 3:19 p.m.

Ask Agents for further information.

Southern Pacific

TICKET OFFICES—Broadway and Thirteenth Streets, Oakland; Oakland and Sixteenth Street Depot; Oakland First and Broadway Depot; Oakland Seventh and Broadway Depot

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32

Southern Pacific Offices
Tickets will be Sold
For

International Aviation Meet

AT SOUTH SAN FRANCISCO

World's records will be contested by Curtiss, Willard and Palm Lee

ROUND TRIP FRO' Oakland, Alameda and Berkeley to park 60 cents

ROUND TRIP, INCLUDING ADMITTANCE TO PARK \$1.10

Sale date January 7 to 10th, inclusive, return limit same 1 te

Southern Pacific

The ATLANTIC EXPRESS via Western Pacific Railway

The new way east via the Wondrous Feather River Canon. The easiest way through the Sierras

Leaves Oakland 3:08 p.m. Daily

Carrying Observation Standard Sleeper, Electric Lighted Tourist Cars Diner, Steel Coaches
For rates, routes and other information apply to

W B TOWNSEND, D. F & P. A.
1168 Broadway, Near Fourteenth Street

Stevens-Duryea

True Lines. Lincolines. Roadsters.
Sporty sedans cars five and seven
passenger touring cars four and five
passenger
PACIFIC MOTOR CAR COMPANY
Golden Gate Avenue and Polk Street
San Francisco, Calif.

Notice to Householders.

If you have a muddy lot or a swale from

ALL BRANDS OF THE
BEST WHISKIES
AT
THE E. F. THAYER CO.
907 Broadway, Oakland.

THE STANDARD SUPPLY CO.

Oakland 694

MRS. MARTIN FILES FIRST PAPER IN HER APPEAL

Bases Grounds for Rehearing of Case On Six Specific Exceptions.

ACCUSES DISTRICT ATTORNEY OF ERRORS

Case Has Already Cost the County \$25,000; \$5000 May Be Added.

Isabella T. Martin sentenced last Saturday morning by Superior Judge William S. Wells for the second time to serve a life term in the penitentiary at San Quentin for dynamiting the residence of Judge Frank B. Ogden yesterday afternoon took the first formal step to carry her case to the district court of appeals by filing her statement of grounds of appeal. The document was prepared by Attorney Edward D. Gehring, who acted as legal counsel for Mrs. Martin during her second trial but is signed by the prisoner as her own attorney.

The appeal means that in addition to something like \$25,000 that the prosecution of Mrs. Martin has already cost the people of the county of Alameda, at least \$5,000 will be the cost of the higher court proceeding, with the possibility of another reversal of the judgment and another trial that will mean another outlay of public funds amounting to not less than \$5000. Then would follow the costs to say and crippled in the present uncertainty of judicial temperament and court proceedings this non-celebrated case would appear to be interminable so far as its present status is concerned.

SIX EXCEPTIONS

Mrs. Martin's statement of grounds of appeal is directed to the superior court and District Attorney William H. Donahue and is based upon six specific exceptions which are as follows:

First—That the evidence is insufficient to sustain the judgment of conviction.

Second—That the judgment of conviction was not contrary to law and to the evidence given on the trial of said action.

Third—Errors of law committed by the court on the trial of said action in overruling defendant's objections and to which defendant excepted.

Fourth—Misconduct of the district attorney in making statements to the jury not based upon evidence and to which defendant excepted and assigned the conduct of the district attorney as error.

FURTHER MISCONDUCT

Fifth—Misconduct of the district attorney during the trial of the case in making statements in the presence of the jury not based upon the evidence and to which defendant excepted and assigned the conduct of the district attorney as error.

Six—Error of the court in denying defendant further reasonable time upon his motion for a new trial for the purpose of securing a competent and willing witness into court who refused to give his affidavit in order to compel him to testify as to the misconduct of Juror J. W. Guler as set forth in defendant's motion for a new trial.

A court order is asked for directing the out reporters to transcribe all the evidence adduced at the second trial and the proceedings upon the motion for a new trial the expenses of which must be borne by the county for the purpose of the appeal.

CHINAMAN CARRIES GUN

BIRKLEY, Jan. 4.—Lum Wing, a Chinaman residing at 115 Center street was taken into custody last evening on the charge of carrying concealed weapons in released after depositing \$30 bail.

PULL OUT A HAIR

The Way to Tell Whether or Not Your Hair Is Diseased.

Even if you have a luxuriant head of hair you may want to know whether it is in a healthy condition or not. Ninety-eight per cent of the people need a hair cut. You can make a test yourself that will tell you whether your hair is healthy or not. Pull out a few hairs and look at the bulb. If the bulb is white and shiny it proves that the hair is dead and requires a prompt treatment, not to be lost. If the bulb is red and full the hair is healthy.

We want a Chinaman whose hair required

removal to our Oakland 93 Hair

Salon. We prove that it will not cost

more than \$1.00 to have it cut.

It is a simple and inexpensive

process.

TRIBUNE'S PAGE OF SPORTS

Edited by
EDDIE SMITH

FIGHT PROMOTERS ARE BUSY

COFFROTH, GRIFFIN
AND BLOT EXPECT
TO SECURE PERMITSFans Will Witness Some Excellent
Contests if Present Plans Are
Perfected

By EDDIE SMITH.

WITHIN the next week or two the supervisors of San Francisco will be asked to grant the permits for the promoting of boxing contests on that side of the bay. Judging from the present indications Jim Coffroth and Jim Griffin are sure of their request for permits being looked upon with favor, and Louis Blot has many reasons to believe that he will also be favored with and her year at the game. Up to this time Griffin is the only one who has asked for a permit. Jim has asked that he be granted permission to stage the Burns-Hogan contest this month, and the request has been turned over to the Police Committee for consideration. This will mean that the red-headed promoter will receive the necessary permission.

Coffroth and Blot will not ask for a permit until such time as they have made it. It is understood along the line of sporting hangouts that Blot is the one who has been looking forward to for some time, that of showing before a San Francisco crowd.

Frankie Burns will no doubt start training the night after he has made all his work for contests on the coast. The preliminary work will be of a light character, however, and nothing strenuous will be done until the fans can see the bats. Manager Prayne announced the other evening that Hogan will not go to Shannon's for more than ten days' training. The young manager says that Hogan is always in trouble and that the big feature of his training is to keep him from overdoing it.

MORAN-WOLGAST BOLT.

Tom feels sure that he will be able to land the Moran-Wolgast contest if he succeeds in securing Blot as a partner and it is with the intention of making sure of this battle that he has turned to the board of supervisors. O'Day is the man who promoted boxing in San Francisco during the Taylor administration, and also pulled on the Nelson-Wolgast contest at Richmond.

LA GRAVE AND FITTON.

The matching of Antone La Gravé and Jimmy Fitton by the Oakland Wheelmen Club has met with favor among the fans of San Francisco, and the promoters have the future concern and claim that much can produce the moving pictures that much cheaper than the other men of that line. Hogan is always in trouble and that the big feature of his training is to keep him from overdoing it.

COFFROTH IS RETICENT.

Just what Coffroth is going to do now but the astute James knows. Jimmie is not the lad to be telling his business to the world wide world, and to guess the reason the fans are led to guess it that the promoters must be together. It is understood that O'Day already has Sid Hester working on the card, and also has McMurphy of Philadelphia working on the Moran-Wolgast contest, and that the future concern and claim that much can produce the moving pictures that much cheaper than the other men of that line. Hogan is always in trouble and that the big feature of his training is to keep him from overdoing it.

TO REGULATE AMATEURS.

The boxing enthusiasts who like the game for the sport of the thing and who are not trying to shell a living from it are very anxious that the amateur be made by the authorities of San Fran- cisco to regulate the so-called amateur game and set down rules for boxing that will protect the game, the promoters and the public.

The staging of half-trained, and sometimes wholly untrained, young men in the four-round contests held at the Dreamland pavilion has become distasteful to even the most amateur and the appraisers of your fellow boxers who have had to matured into manhood and been pitted against husky young men, with the result of their being put out with a punch or two, has also become disquieting.

In the four-round game it is to continue the city fathers should lay down a set of rules by which the contests should be run, and the first breaking of all rules should mean the disqualification of their boxers. It is certainly hoped that the committee will see its duty clearly in regard to the abuses of the four-round game.

GRiffin IS BUSY.

Jim Griffin is busying himself with the arranging of the card for his show which will be held at the Civic Auditorium. Burns will be the headliners. He is trying to secure the services of Rufus Williams for the preliminary, and he understands that he will try to have Williams for the main card. The men of the Coslina oil belt, come to San Francisco.

NEGLECT

More Dangerous Than
DISEASE

In my very extensive practice I have learned that the following cases are so-called "incurable cases" are due to NEGLECT.

AN OLD MAN, I know that many men suffer for YEARS and

that the HEALTH FOR

EVERY trying to do

themselves with some

kind of treatment, but

never cure.

And further, it is evident

that many men will run

to the "cheap" treatment. NO

TREATMENT AT ALL.

DR. PALMER,

is in due cases Master Specialist.

out of ten.

The last state of the man is worse than

the first. Just before you go to a line you

to whether YOU are following in the

right steps or not.

Are you trying to cure

yourself with nostrums? If you are, it

is better that you do not.

NEVER TOO LATE to get in the right

path, but at the same time remember that

you CANNOT GET THERE TOO SOON.

After all, it is not at all a bad idea

to be consistent for the service rendered.

I AM ALWAYS WILLING TO WAIT

FOR MY FEE UNTIL A CURE IS EF

FECTED.

Spermatorrhœa, Weakness, Varicocele,

Contracted Bladder, Kidney and

Bladder, Prostate, Cystitis, and all

diseases are among the diseases I treat suc-

cessfully.

Advice and Consultation Free.

Call for me, or call me at my office,

either at my office, or by mail, without charge, and strictly confidential.

Hours—6 a. m. to 9 p. m. daily.

Sunday—10 a. m. to 1 p. m.

DR. PALMER & CO.

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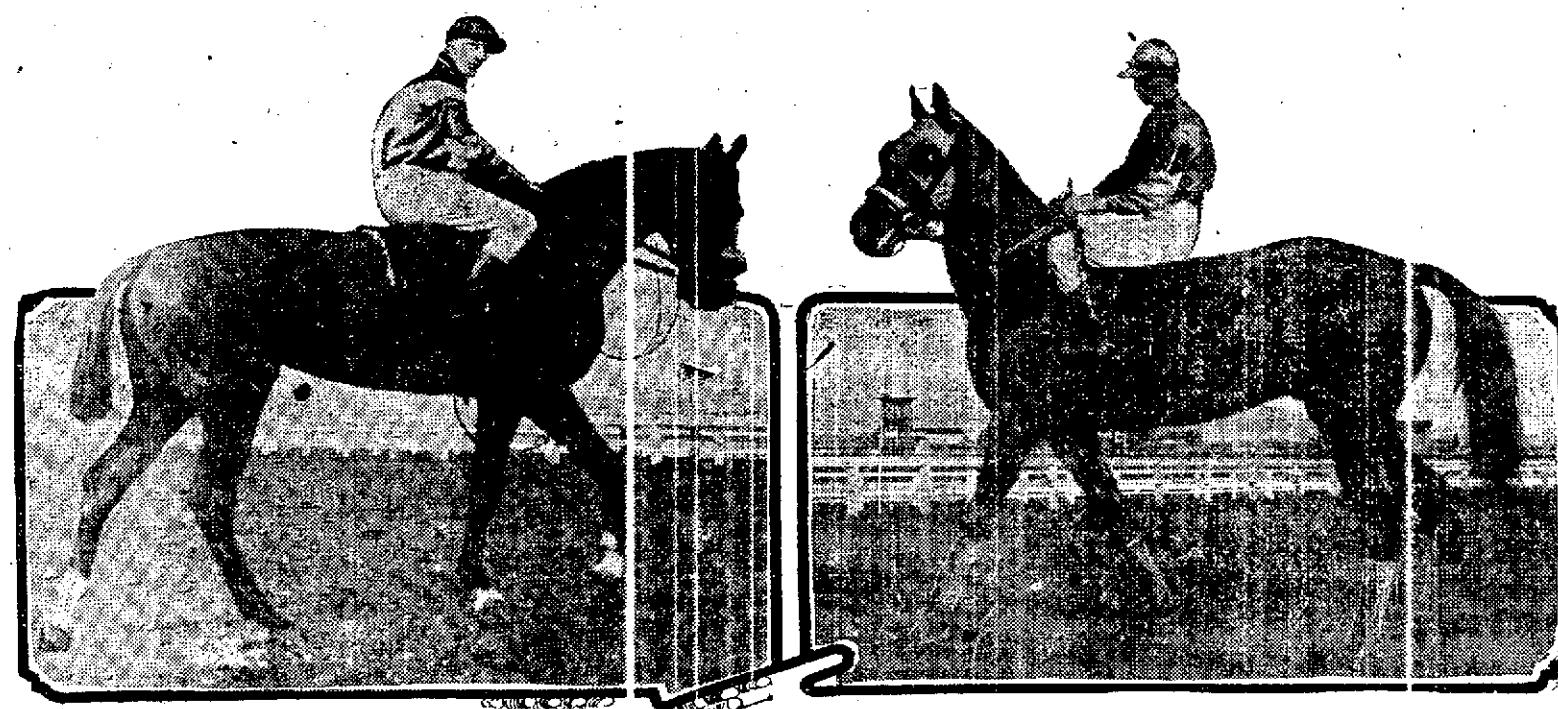
St., Oakland, Cal.

RACING

New
California
Jockey
Club
OAKLAND
RACE TRACK
Racing Every
Week Day—
Rain or Shine.



Six Races Every Day
FIRST RACE AT 1:40 P. M.
Admission: Men, \$2.00; Ladies, \$1.00.
Take street cars from any part of
city to transfer to San Pablo avenue.
THOMAS W. WILLIAMS, President
PERCY W. TREAT, Secretary.

FLEET THOROUGHBREDS THAT FIGURE IN
TURF FOLLOWERS' DREAM OF WEALTH

ARIONETTE (Left) AND SEYMOUR BEUTLER TWO STARS THAT CONTEND IN FOURTH RACE AT TRACK TODAY.

TEBEAU ASSERTS
NO BALL WAR
THIS YEAR

LOUISVILLE, Ky., Jan. 4.—"There will be no baseball war," said George Tebeau, owner of the Kansas City club of the American Association, who came to this city this morning. "The American Association and the Eastern League will not be split up, and the two clubs will remain in the same organization until the end of September, 1911." That is when our present ten-year agreement with the other National Association clubs terminates. Then we shall be prepared to present certain requests."

PAY TRIBUTE TO
SKAT SECRETARY

A pleasant surprise awaited the secretary of the Oakland Skat Verdin, William Knapp, when at its last meeting the members presented him with an elegant silver-handled silk umbrella as a present of the verdin, in his presentation speech, thanked Secretary Knapp for his untiring efforts in behalf of the Oakland Skat Verdin, and attributed to him especially great success which attended all the Skat tournaments.

William Knapp replied with a toast to the future welfare of the Oakland Skat Verdin, and the success of the great International Skat Association and congress, which is planned for 1915.

He expressed the hope that 6000 skat players would attend and stated that in due time 100,000 special invitations will be mailed to skat players all over the world.

TURF GOSSIP

Little Jane, the winner of the closing race, was touted very strong to annex the event.

The Oakland contingent blew a bunch of the "long green" when Bellview failed to get a chalk mark in the fifth race.

The layers were out of line when they posted 8 to 1 on Captain Burnett. There is one case where the bargain hunters had it on the wild men on the line.

Jockey Riddle made the price on Captain Burnett. The layers will now stand up and take notice of this rider.

Little Jane just started with her field in the closing race.

Jockey Guy Carter is not much in evidence these pleasant winter days.

Trainer Billy McKinney has the horses of C. P. Waterhouse looking the picture of health.

The bridge jumpers got theirs on Eddie Dale to place.

La Cazadora was the clackers' tip to win the baby race, but W. H. Hoffman did the best secret. After bowled some nice game, as did O'Conor. After the game a Dutch lunc was served.

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WEDNESDAY EVENING.

PROTEST FAILURE. MORE TIME GIVEN TO PAVE STREETS IN SPRECKELS CASE

Councilman Declares Traction Company Has Not Fulfilled Promises.

Indignation that the Oakland Traction Company has not fulfilled its promises to pave certain streets in Oakland between its car tracks, resulted in a protest being made by Councilman P. R. Stuyvesant before the City Council last night, and a motion was made that the company should send a representative to the next meeting of the council to explain why this work has been left undone.

The streets which have been left open through the operations of the Traction Company are Twenty-second Street from San Pablo Avenue, Market Street, and on the west side of Twenty-fourth to Twenty-fourth streets. The street is in bad condition, and a menace to safety and a hindrance to traffic, according to Councilman Stuyvesant.

"This work should have been done a month ago," declared the councilman. "There is no reason for this unwarrantable delay, and the council should not stand for it. I move that the clerk advise the Traction Company to have the work done, and enter a demand that a representative of the company appear here and explain this delay."

FRANCHISE GRANTED.

Final passage of an ordinance granted to the Oakland Traction Company giving a forty-five year franchise in Grand Avenue, also known as Nineteenth Avenue, last night. The privilege is for a small feeder line in the annexed district, which is given an extension for the benefit of a sparsely populated district. The company will pay a fee of the street in return for the franchise. The nominal sum of \$500 a year.

At night, and noted by the council, the franchise being awarded for this sum to the Oakland Traction Consolidated.

RAILROAD REFUND DECLARED LEGAL

SAN FRANCISCO, Jan. 4.—In giving judgment to William Uhlmann & Co. today for \$4500 against the San Francisco Railroad Company, Justice Van Fleet overruled the decision of the Interstate Commerce Commission.

In 1906, William Uhlmann & Co. shipped a carload of hops to San Francisco from Sacramento, Mendocino and Sonoma counties. After the hops had arrived here, the Santa Fe Company agreed to regard the shipment as paid in full and to refund the money paid to the east, \$22 a ton, and refund to the company the cost of the original shipment to San Francisco.

The Interstate Commerce Commission intervened to see that the officials of the railway would be prosecuted if they paid the refund. The hop company entered suit, with today's decision as the result.

Judge Van Fleet held that before the company had no power to punish the railroads for making such a refund.

The Court Gives the Executors Until March 25th to File Inventory.

FAVORABLE CROP ADVICES AFFECT PRICES IN THE WHEAT PIT.

CHICAGO, Jan. 4.—Favorable crop advice from the South has the market out of the wheat market. Prices opened a shade to the lower. May started at 85¢ to 95¢, a loss of 1-16 to 14¢ to 18¢, and steadily around 85¢.

Lightness of primary receipts helped prevent any material further declines. The close was with May at 83¢, a net loss of 12¢ to 14¢.

Cereals sales at Chicago yesterday were 16,000 bushels of wheat, 100,000 bushels corn and 200,000 bushels oats.

May corn opened unchanged to a shade off 48¢ to 49¢ and sold at 48¢.

The corn had a small loss, but the market was steady with May at 48¢ to 49¢, net lower at 48¢ to 49¢.

Wheat: May 85¢, July 84¢ to 85¢.

Corn: Jan. 4, 84¢, May 83¢ to 84¢, July 83¢.

Soybeans: Jan. 4, 84¢ to 85¢.

Oats: Jan. 4, 80¢ to 81¢.

Barley: Jan. 4, 78¢ to 79¢.

Rye: Jan. 4, 75¢ to 76¢.

Wheat: Jan. 4, 85¢ to 86¢.

Corn: Jan. 4, 84¢ to 85¢.

Soybeans: Jan. 4, 84¢ to 85¢.

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Rye: Jan. 4, 75¢ to 76¢.

Wheat: Jan. 4, 85¢ to 86¢.

Corn: Jan. 4, 84¢ to 85¢.

Soybeans: Jan. 4, 84¢ to 85¢.

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Oakland Tribune

Member American Newspaper Publishers' Association.

W. E. DARGIE,

President.

JOHN F. CONNERS,

Managing Editor.

J. CLEM ARNOLD.

Business Manager.

Every evening and morning. Morning TRIBUNE (six days a week), 50c per month. Evening TRIBUNE and Sun TRIBUNE, 65c a month by carrier. One year, \$7.50. Single copy, 5c.

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Business Office, 2121 Chestnut street;

Alameda Office, Schneider's Stationery Store, 1111 Webster street, and Santa Clara Avenue; phone Alameda 159.

Fruitvale Avenue, East Oakland.

Berkeley Office, 577 Telegraph.

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Eckhardt Branch, E. W. Eckhardt, druggist, East Fourteenth street and Bayview Avenue, phone Elmwood 1500.

Alameda Office, Eddie J. Jacobs, 921 McDonald Ave.; phone Richmond 2261.

San Jose Agency, 20 North Second street; phone Elmwood 1478.

Manufacturers, F. W. Overholser, William & Lawrence, New York; Brunswick Building, Fifth Avenue and Forty-sixth Street; phone 5000.

Will T. Grier, representative.

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Subscribers failing to receive their paper within a reasonable hour after publication, may call at the office of THE TRIBUNE, Office by telephone, and a special messenger will be dispatched with a copy of THE TRIBUNE.

Manuscripts or photographs submitted to the editorial department for consideration must have a return address to insure the return of same if not accepted.

MORNING TRIBUNE

Entered at Oakland Postoffice after February 21, 1908, as the Tribune at Oakland, Cal., under act of Congress as March 8, 1910.

You Can
TELEPHONE
a "Want" to
The Tribune
Call Classified
Department
Oakland 528
Home A2151

All advertisements intended for continuous insertion under heading "TO LATE FOR CLASSIFICATION" are to be submitted to THE TRIBUNE. All advertisements by telephone for a definite number of insertions will be charged for at the rate of 50c per insertion, plus 10c for each additional insertion, to be paid in advance, before expiration date.

All advertisers should retain a counter check, as no money will be paid until presentation of these receipts.

No orders recognized for advertisements for insertion in THE TRIBUNE. THE TRIBUNE does not guarantee the insertion of all advertisements in early mail editions.

No charge made for box rental to telephone answering advertisements requesting answers to certain box numbers.

Special Notice

Patrons of THE TRIBUNE are particularly cautioned against paying money in advance for any service to be performed in THE TRIBUNE unless subscribers can produce written authorization from the Business Manager.

TRIBUNE PUBLISHING CO

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